## **REMARKS**

This is in response to the Office Action mailed January 21, 2010 and further to the Supplemental Amendment filed on January 21, 2010.

Repeated telephone calls have been made to the Examiner, however, the Supplemental Amendment still has not been acted on.

The Examiner indicated that she was not able to act on the amendment until the Legal Instruments Examiner (LIE) forwarded it to her. While the Transaction History has been changed to "01-21-2010 Amendment Crossed in Mail" (see attached page), the Bibliographic Data still shows the Status of "Final Rejection Mailed" (see attached page). It is respectfully requested that the Supplemental Amendment filed on January 21, 2010 be immediately forwarded to the Examiner for consideration.

It should be noted that the Supplemental Amendment was filed at the request of the Examiner based on the telephone interview, as well in response to the Examiner's proposed amendments.

It is respectfully submitted that the Supplemental Amendment filed on January 21, 2010 should be immediately entered and be considered responsive to the Office Action mailed January 21, 2010.

In view of the foregoing and other considerations, all claims are deemed in condition for allowance. A formal indication of allowability is earnestly solicited.

The Commissioner is authorized to charge the undersigned's deposit account #14-1140 in whatever amount is necessary for entry of these papers and the continued pendency of the captioned application.

NAKAI et al. Appl. No. 09/833,651

Should the Examiner feel that an interview with the undersigned would facilitate allowance of this application, the Examiner is encouraged to contact the undersigned.

Respectfully submitted,

## NIXON & VANDERHYE P.C.

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Transaction History

Transaction History				
Date	Transaction Description			
01-21-2010	Amendment Crossed in Mail			
01-21-2010	Mail Final Rejection (PTOL - 326)			
01-19-2010	Final Rejection			
11-06-2009	Date Forwarded to Examiner			
09-29-2009	Response to Election / Restriction Filed			
08-04-2009	Mail Restriction Requirement			
08-03-2009	Requirement for Restriction / Election			
05-22-2009	Date Forwarded to Examiner			
04-29-2009	Response after Non-Final Action			
02-03-2009	Mail Non-Final Rejection			
02-02-2009	Non-Final Rejection			
11-26-2008	Appeal Brief Review Complete			
11-26-2008	Date Forwarded to Examiner			
11-06-2008	Appeal Brief Filed			
11-06-2008	Notice of Appeal Filed			
08-06-2008	Mail Final Rejection (PTOL - 326)			
08-04-2008	Final Rejection			
05-30-2008	Date Forwarded to Examiner			
05-12-2008	Response after Non-Final Action			
05-15-2008	Workflow - Request for RCE - Finish			
05-22-2008	Mail Miscellaneous Communication to Applicant			
05-21-2008	Miscellaneous Communication to Applicant - No Action Count			
05-15-2008	Improper Request for Continued Examination			
05-15-2008	Workflow - Request for RCE - Begin			
02-14-2008	Mail Non-Final Rejection			
02-12-2008	Non-Final Rejection			
12-06-2007	Appeal Brief Review Complete			
12-06-2007	Date Forwarded to Examiner			
11-19-2007	Appeal Brief Filed			
11-14-2007	Notice Defective Appeal Brief			
08-30-2007	Appeal Brief Review Complete			
08-30-2007	Date Forwarded to Examiner			
08-02-2007	Defective / Incomplete Appeal Brief Filed			
08-02-2007	Appeal Brief Filed			
07-02-2007	Mail Appeals conf. Proceed to BPAI			
06-25-2007	Pre-Appeals Conference Decision - Proceed to BPAI			
04-16-2007	Request for Pre-Appeal Conference Filed			
04-16-2007	Notice of Appeal Filed			
01-16-2007	Mail Non-Final Rejection			
01-08-2007	Non-Final Rejection			
10-25-2006	Date Forwarded to Examiner			
10-16-2006	Response after Non-Final Action			

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Bibliographic Data					
Application Number:	09/833,651	Customer Number:	23117		
Filing or 371 (c) Date:	04-13-2001	Status:	Final Rejection Mailed		
Application Type:	Utility	Status Date:	01-20-2010		
Examiner Name:	<u>PILLAI, NAMITHA</u>	Location:	ELECTRONIC		
Group Art Unit:	2173	Location Date:	-		
Confirmation Number:	1740	Earliest Publication No:	US 2002-0021310 A1		
Attorney Docket Number:	LB-1275-44	Earliest Publication Date:	02-21-2002		
Class / Subclass:	345/475	Patent Number:	-		
First Named Inventor:	Yasuhiro Nakai , Souraku-gun, (JP)	Issue Date of Patent:	-		
Title of Invention:	Print control op	eration system usir	ng icons		

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